

Senate Bill No. 724

Passed the Senate August 15, 2011

Secretary of the Senate

Passed the Assembly July 14, 2011

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2011, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 43103 to the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

SB 724, Dutton. State Air Resources Board: mobile source certification.

Existing law grants to the State Air Resources Board the primary authority for the control of air pollution from vehicular sources. The state board tests and certifies new motor vehicle models for compliance with air pollution emissions standards developed by the state board.

This bill would require the state board, within 30 working days after receipt of an application for certification of a new, a carryover, or a partial carryover on-road or off-road vehicle, engine, or equipment family, as defined, to inform the applicant, in writing, either that the application is complete and accepted for filing, or that the application is deficient, identifying the specific information required to make the application complete.

The people of the State of California do enact as follows:

SECTION 1. Section 43103 is added to the Health and Safety Code, to read:

43103. (a) As used in this section, the following terms have the following meanings:

(1) "Carryover vehicle, engine, or equipment family" means an on-road or off-road vehicle, engine, or equipment family whose application for certification differs from the vehicle, engine, or equipment family certified in the previous model year in model-year designation only.

(2) "Certification" has the same meaning as in Section 39018, except "certification" does not include the certification of aftermarket parts or onboard diagnostic systems or equipment or the verification of retrofit devices for on-road or off-road heavy-duty diesel vehicles.

(3) “Partial carryover vehicle, engine, or equipment family” means an on-road or off-road vehicle, engine, or equipment family that is certified to the same emission standards and the same certification category as the prior certified model year, if there has been no change to the applicable emission standard and requirements, including, but not limited to, durability and warranty requirements, and no change in emissions performance from changes to emission-related components, engine configurations, calibrations, or designs, as determined by the state board. The state board may adopt regulations that further define “partial carryover vehicle, engine, or equipment family” for different types of vehicles, engines, or equipment families.

(4) “Working day” means any day that is not a Saturday, Sunday, or state-recognized holiday as provided in Sections 6700 and 6701 of the Government Code.

(b) Within 30 working days after receipt of an application for certification of a new, a carryover, or a partial carryover on-road or off-road vehicle, engine, or equipment family, the state board shall inform the applicant, in writing, either: (A) that the application is complete and accepted for filing, or (B) that the application is deficient, identifying the specific information required to make the application complete.

Approved _____, 2011

Governor